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Department of Rev

OFFICE of the Addl Rev

STATION Hadr

Rev No. 3038

Dated 1-11-40

E S 683

Pages in the file 24+2

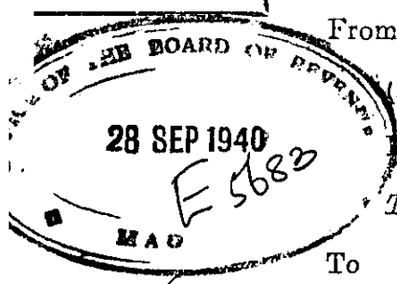
(SUBJECT.)

Encroachment - land - Rev - Bellary - Ha-
T/K - Kanjamalai village - S.No 62 - DL
High School - Ex Board

Revenue DEPARTMENT.

reply, please quote number, date and short title.*

Received _____ *Registered* _____



From (Name) A.D.Crombie Esq.,C.A.E.,I.C.S.,

(Designation) Collector

Post Box _____, (Station) Bellary.

Telegraphic Address _____

To

The Secretary to the Board of Revenue,

Madras.

Ref.C. *No.* 991/39-A2, *dated* 21-9-40. 19

Sir,

* Alienation - Land and Revenue - Harapanahalli Taluk and Town - S.No. 659 - District Board High School and play ground - Dt.Board Bellary - Proposals - submitted.

E CLOSURES

The District Board, Bellary, has applied for the alienation of the land occupied by the Board High School, Harapanahalli and the play-ground attached to it, and the revenue on it. The site of the school and the play ground lies in S.No. 154/A/1 Village site of Harapanahalli Town. It has been separately subdivided and denoted as S.No. 659, measuring 2-19 acres. The connected subdivision statement individual sketches of the field, (in triplicate) and topographical sketches (in triplicate) showing the relative positions of the school building and the play ground and the other buildings, roads etc., immediately adjoining them are enclosed.

2. The School building and the play ground have been in existence on this site for 50 years, but it has not been alienated in favour of the District Board, Bellary. Land Revenue on this land was not collected in the past under Boards Standing Order 24-13 note 3.

3. There are no buildings (other than the High School buildings) wells or grave yards on the land in question. There are 7 trees valued at Rs. 1-5-0. They are young ones unfit for timber purposes but they provide shade

to the pupils. The Dt. Board requests that they may be alienated free of cost subject to the conditions ~~of~~ laid down in G.O.No. 1412 Rev.dated 13-7-37 to which it has agreed. According to B.P.Mis. 2839 para 3 dated 19-10-38, these trees may be alienated free of cost.

4. The land is not vested in any local body and is at the disposal of the State.

5. The market value of the land is Rs. 876/- at Rs. 400/- per acre. The annual ground rent payable on it is Rs. 26-0-1 at Rs. 11-14-0 an acre and the capitalised value is Rs. 650-2-1. The sumtotal of the market value of the occupancy right and the capitalized value of the ground rent foregone is Rs. 1526-2-1

6 The District Board,Bellary, hasagreed to abide by the conditions of alienations both general and special applicable to Schools and play grounds, set out in B.P.Mis. 828 A dated 27-3-40 and communicated to the local bodies and the subordinate officers with this office D.Dis. 1880/40 dated 25-4-40.

7. The alienation is for a bonafide public purpose.

I request that the Board may be pleased to sanction the alienation of the land, S.No. 659, and the revenue thereon, in favour of the District Board, Bellary free of market value for the occupancy right, free of annual ground rent and subject to the conditions to which the alienee has agreed.

The following records are enclosed.

1. applications for the alienation of land and revenue.
2. Resolutions of the Dt.Board.
3. Subdivision records.
4. Topographical sketches in triplicate.

24.9.

24.9.40

For Collector.

Appendix XXIX

(Standing Order No. 24 paragraph 9)

Application for the alienation of land in which the Proprietary right belongs to the State.

District: - Bellary.

1. Description and area	S.No. 659 Village site poramboke 2-19 acres of Harapanahalli village.
2. Market value.	Rs. 876 at Rs. 400/- per acre.
3. Alienees and purpose of alienation.	The portion now subdivided as 659/is occupied by the High School and playground and it has to be alienated in favour of ~~of~~ the District Board Bellary which maintains the institution.
4. Collector's remarks.	Vide Separate ~~sh~~ report.

- 24 9 40

For Collector.

Appendix XXXI

Application for the alienation of land revenue payable to Government.

District:- Bellary.

1.	Description and area.	S.No. 659 measuring 2.19 acres in Harapanahalli Town of Harapanahalli Taluk.
2.	(a) Annual ground rent	Rs. 26/- at Rs. 11-14-0 per acre.
	(b) Capitlisied value (25 times the ground rent)	Rs. 650/2/1
3.	Alienees and purpose of alienatinn.	President District Board, Bellary for the District Board High School
4.	Collector's remarks.	Vide separate report.

26.9.60

For Collector.

m.k.23/9

4/9

PROCEEDINGS OF THE DISTRICT BOARD BELLARY.
Dated.18th July,1940.

Read:-

Alienation -Land and land revenue.

Collector's letter No.991/39 dated 14-6-40 S.No.659 measuring 2 acres and 19 cents occupied by the Board High School building and play ground at Harapanahalli.

RESOLUTION NO.13(1).

The Board agrees to abide by the general conditions mentioned in B.P.No.Ms.828 A dated 27-3-40 communicated with Collector's D.Dis.C.No.1880/40 dated 25-4-40 and also to abide by the following special conditions.

1). The Government may resume the land wholly or in part with any building thereon if the school is not recognised or if the recognition once granted is subsequently withdrawn.

2). The amount of any grant made by the Government towards the cost of the building shall be deducted from the compensation payable to the grantee in the event of the resumption of the land.

3). The school shall be open to members of all communities.

Play ground.

1). The play ground is already in existance.

2). No part of the land set apart for the play ground shall be built upon without the previous sanction of the Collector.

3). If there are buildings so constructed with permission, compensation shall be payable as usual.

(4). If buildings are constructed in violation of Section(2) above, the land with the buildings shall be resumed without any compensation whatsoever.

(Sd).R.Nagan Gowda.

President.

/True Extract/.

(By Order).

Secretary.
District Board,Bellary.

P.S.R.23/7-

23.7.40.

PROCEEDINGS OF THE DISTRICT BOARD BELLARY.

Dated. 31-1-1940.

Read:-

Letter No.1239/39 dated 2-12-39 from the Tahsildar of Harapanahalli requesting to state whether the District Board is willing to pay the tree value of Rs.1-5-0 or to take possession of them free of cost subject to the conditions specified in the Collector's reference No.991/39 A7 dated 18-11-1939.

RESOLUTION NO. 14(3)

The Board agrees to abide by the following conditions:-

1). The Board is willing to take possession of the trees in S.No.659 free of cost subject to the following conditions.

(a) That no live trees should be cut without the permission of the Collector and

(b) that the sale proceeds of withered and wind fallen trees and those cut under condition (a) should be credited to the Government.

2). The market value of the land shall be collected from the grantee if at any time any substantial income is derived from the land.

(Sd).R.Nagan Gowda.

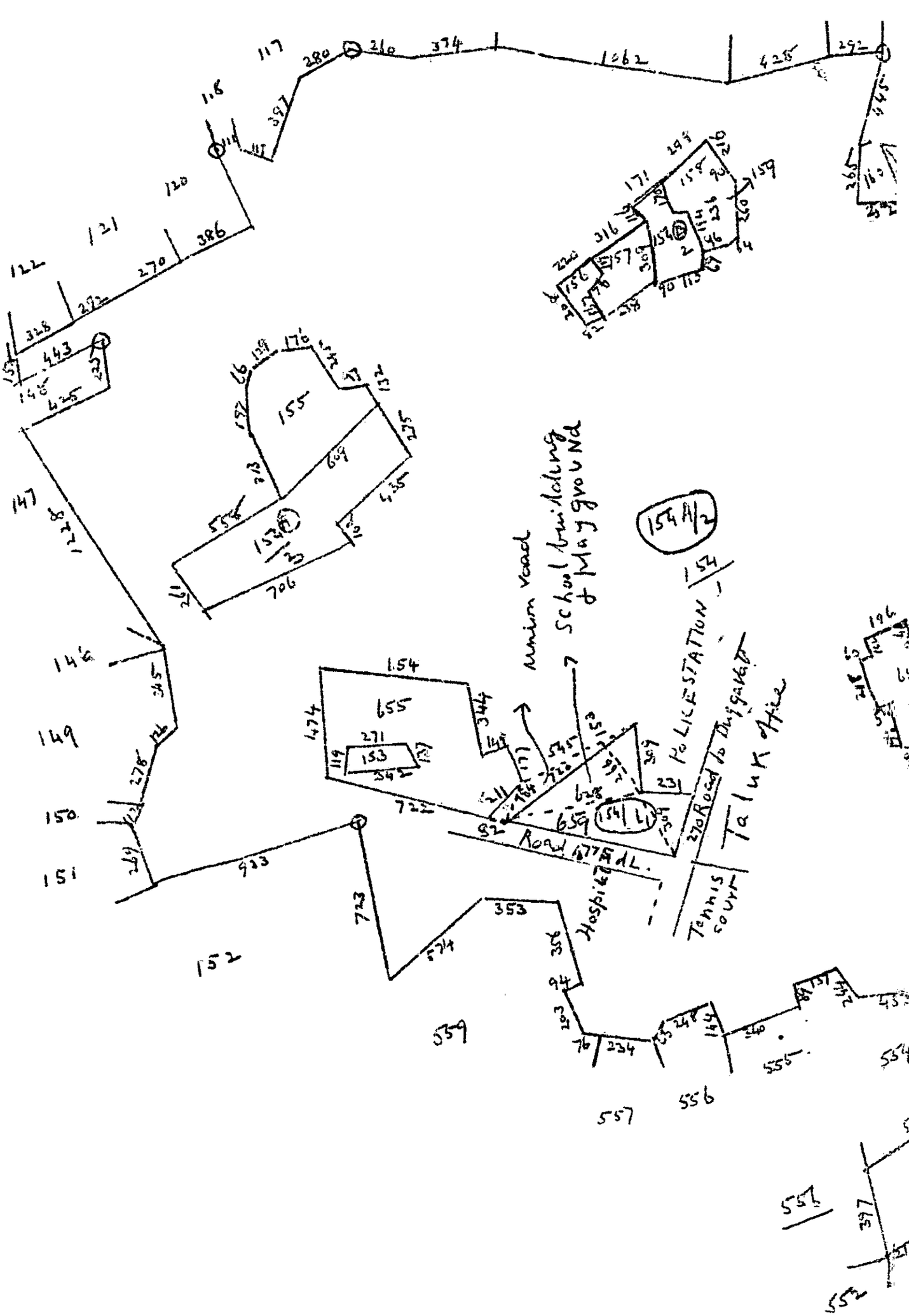
President.

/True Extract/.
(By Order).

Secretary.
District Board, Bellary.

P.S.R.11/3-

1.3.40.



(Sd) S. Sankaran

Jahr.

24.2.39

District Bellary

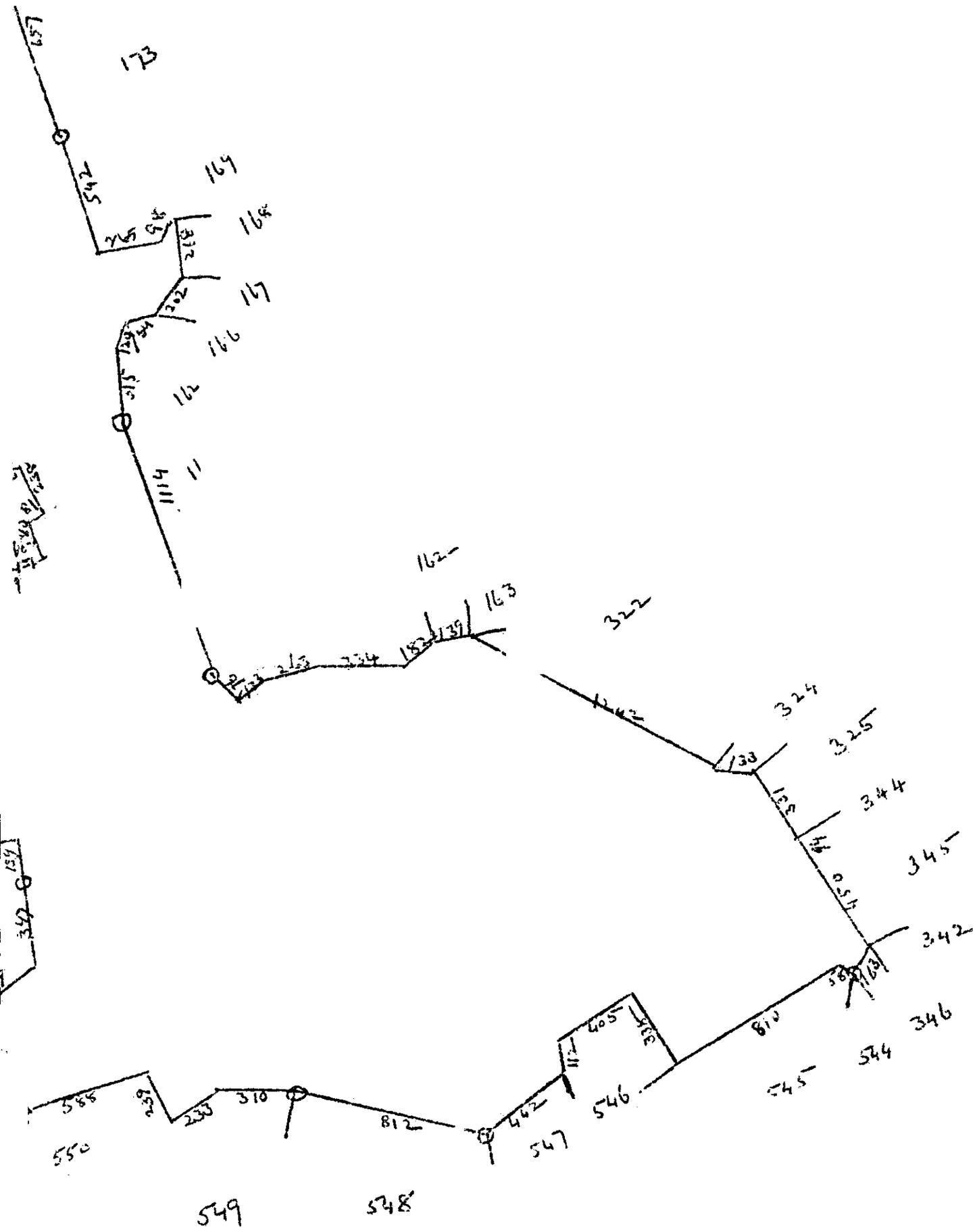
Taluk. Harpanahalli

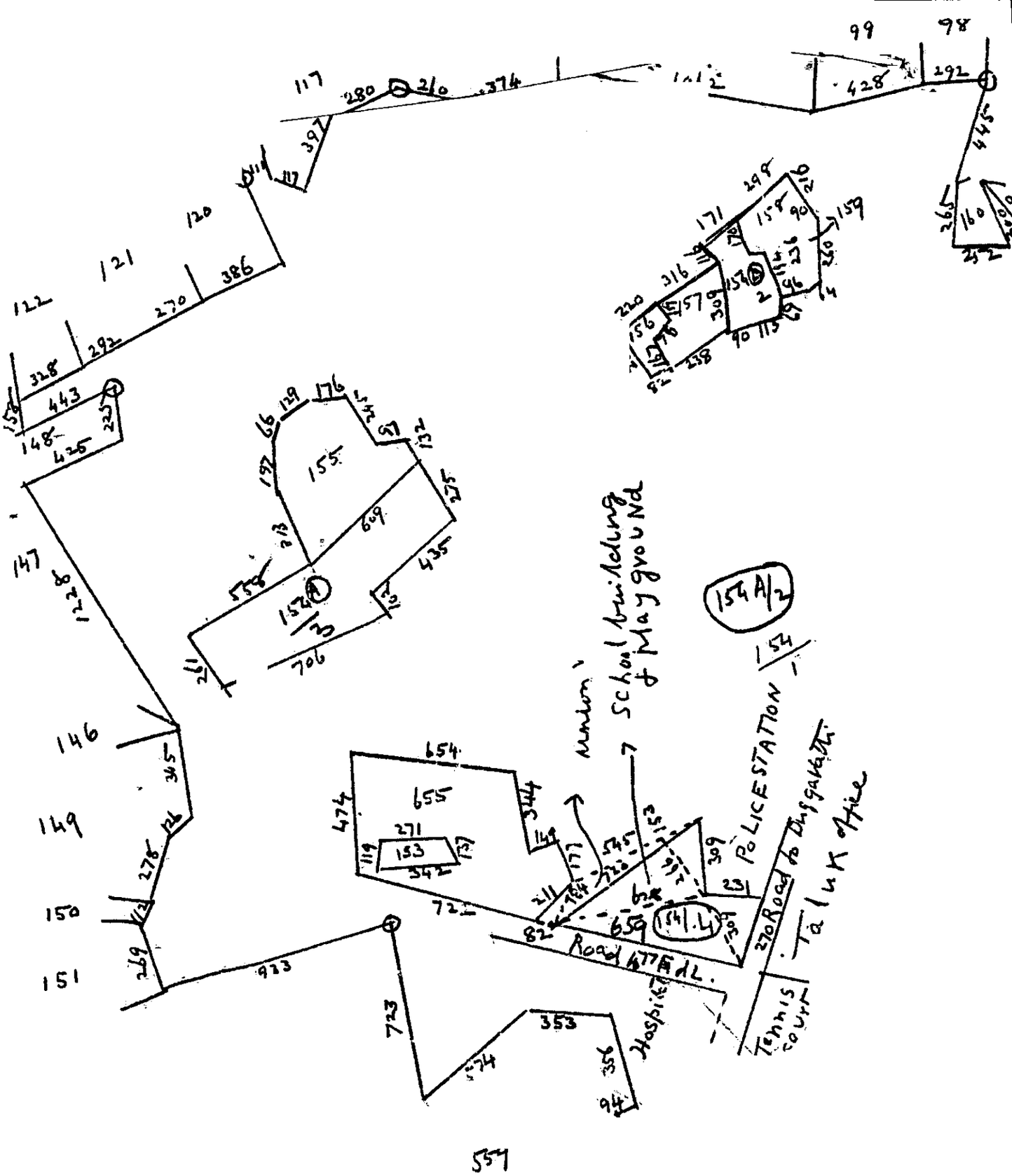
Field No 154 A/2

No 33

Name Harpanahalli

Area 196-62 ac.

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154A/2
154/1
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609
435
706
261
213
558
192
176
139
142
97
132
125
66
Road to Dugganatti
POLICE STATION
Road 477A dL.
Hospital
Tennis Court
Talwar Office
School Auditorium & Playground
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298
216
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159
220
316
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156
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District Bellary

Taluk. Harpanahal

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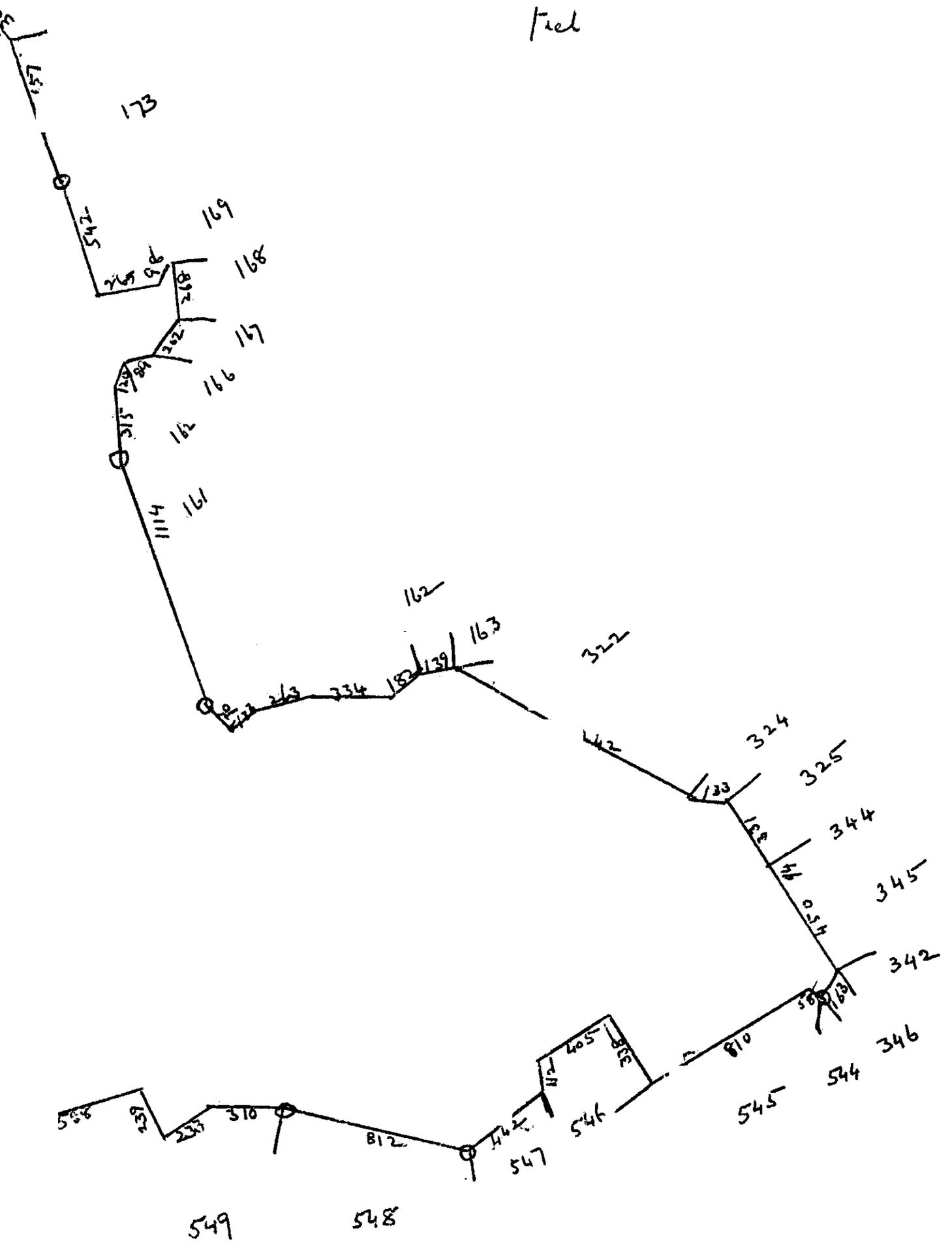

(F.W.S)

ALIENATION - Land - Revenue - ~~Buildings~~ -

(Bellary) - Harpanahalli Taluk -

Harpanahalli ~~Town~~ Village - S.No. 625 - Lot Board High School & playgrou

Lot Board -

~~Recommended~~
Sanctioned.

1.11

5.11

NCP E 5683

~~Reference~~
Resolution Mis 30 38 dt 1-xi

~~to the instance of the Collector o~~

The Board ~~recommends~~ sanctions the alienation of the plot of land com-
prised in S.No. 659

of ~~Town~~ Village Harpanahalli taluk

measuring Ac. 2-19 in favour of the Lot Board

Bellary, for use as the site of the
Lot. Board High School ~~at Harpanahalli~~ and play ground

2. The alienation will be free of charge for the occupancy right and free of ~~assessment~~ ground-rent but subject to ~~assessment~~ ground-rent ~~which will be liable to revision according to the rules in force at the time of such revision and subject to the payment of Rs. being the value of the trees standing on the land and subject also to~~ the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of a High School and playground.
and for no other purpose

( ) The purpose of the alienation shall be carried out within a period of from the date of the grant.

(2) No other building shall be constructed on the land without the previous permission of the Collector of the district.

(3) The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the land.

(4) The school shall be open to members of all Castes & communities

(5) No part of the land set apart for playground shall be built upon without the previous sanction of the Collector

(6) No live trees on the land shall be cut without the permission of the Collector

(7) The sale proceeds of withered and windfallen trees and those cut under condition (a) should be credited to the Govt.

(7) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant, or if the school is not recognised or if recognition once given is subsequently withdrawn. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. ~~(and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant).~~ If there are buildings on the land, the Government may direct the grantee to remove them.

(8) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. (In the event of such resumption or in the event of the acquisition of the land for any reasons, the compensation payable for the land ~~and trees~~ shall in no case exceed the amount paid for ~~them~~ by the grantee or ~~their~~ value at the time of resumption or acquisition whichever may be less.

(9) In the event of resumption under condition (8) if there are buildings on the land the Government may at their option either,

(a) purchase the buildings, or

(b) direct the grantee to remove the buildings.

(10) In the event of the resumption of the land followed by the purchase of the buildings under condition (9(a)) or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed ~~(the amount paid for them by the grantee at the~~

~~time of alienation or their value at the time of resumption or acquisition, whichever may be less together with~~) the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (2). The amount of any grant made by the Govt towards the cost of the building shall be deducted from the compensation payable under this condition.

(11) In the event of the grantee refusing to remove the buildings when so directed under condition (7) or (9) the Government may remove them and realise the cost of removal by the sale of the materials.

(12) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that mave been effected or for works that may have been executed on the land by the grantee, ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~.

(13) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out ahy such trees of their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(14) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(15) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(16) In the event of the infringement of, or failure to observe, any of the conditions (13) to (15), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Govern In that case the alienee shall not be entitled to any compensation whatever.

(17) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of the alienation are infringed In the latter case the land revenue shall be levied from date of the infringement.

18/31.7

The Collector of Bellary with sketches received

The Secretary to Government, Revenue Department (with alienation statements (pages to be copied and sent) and sketches (pages original).

Note file.

Alienation - land - Rev - (Bellary) - Harpanahalli Taluk and Town (Ryotwari) - S. No. 659 - Dt. Board High School and Playground - Dt. Board. Bellary - Proposals. B.S.O. 24 (11)

S100 f100 Pk68.

f1CF

From the Collector of Bellary, Ref C. 999/39 dated 21.9.40.

Papers put up

Mis 828A 27/3/40 - (I).
Mis 2406 28/3/37 - (H)
Mis 2855 13/10/38 - (K)

Sketch at f19CF.

A-S

The proposals relate to the alienation of S. No. 659 (village site) of Harpanahalli Town measuring 2.19 acres in favour of the Dt. Board, Bellary for use as the site of the Board High School ~~assists for the High~~ and playground attached to it.

pa & pi

The school and playground have been in existence on the site for the last 50 years, but the land has not so far been alienated in its favour and land revenue have ~~from~~ and no land revenue was collected.

The Dt Board has agreed to abide by all the necessary conditions set forth in B.P. Mis 828 A dated 27.3.40. There are no other buildings on the land. There are seven ~~two~~ trees on the land valued at Rs 1/5/- but they are mostly shade unfit for timber and are merely shade trees

~~Board they may grant land under the conditions~~ free of cost
~~as such they may be alienated~~ free of fee value but
~~imposed in G.O. No. 1412 Rev dt~~ subject to the two conditions prescribed in G.O. No. 1412 Rev dt 13.7.37. The market value of the land is Rs 876 and capitalised value of ground rent is Rs 650/2/1. The Board (Single Member) may sanction alienation of land free of market value and assessment.

para 2 (i) Mis 24 of 28

The cap. value of assessment aforesaid being less than Rs 3000, Single M.

Forwarded.

The school building and playground have been in existence on the Site for 50 years. The market value plus the capitalised value of the assessment foregone being less than Rs 3,000, the Board (Single Member) may sanction the alienation of land free of land value & revenue.

[Direct bM. w.r.t O.O. 26 of 35]

18/10

C. Shiv 100 at
& B.S.O. 24 (11). Sub-para (ii) at p 100 of Alk No.

Appd

21/10

SECY
21 OCT 1940

Mis 3038, 1.11.40
Single Member

Full Board.

1-A	A.D.S. & L.R.	Assistant Secretary L.R. Sett.	Sep.Rev.	Joint Secy.	Secy.	M-4	M-3	M-2	M-1

1. Open file seen by

2. Final draft seen by

3. Now circulated to

4. Initials.

Passed for record

Secretary
Joint Secretary
A.S. (C.W.)
A.S.(L.R.) 22/11/40
A.S.(Sett)
A.S.(Excise)
A.D.S. & L.R.
1-A

Note - Entries not required to be scored out.